

STATEMENT OF PURPOSE

RS20477

This legislation makes technical corrections to the provisions relating to a surrender of a defendant back into custody by a surety insurance company, or its bail agent, or a person who has posted a property bond, or cash deposit when a defendant is surrendered on multiple warrants from more than one county in Idaho.

The new provision clarifies that a surety insurance company, or its bail agent, or a person who has posted a property bond, or cash deposit can make its own arguments for setting aside a forfeiture and exonerating a bond and is not limited to just the arguments that a defendant can make on his own behalf.

FISCAL NOTE

No fiscal impact. I.C. 19-2922(5) already provides for the payment of costs incurred by state or local authorities arising from the transport of the defendant. I.C. 19-2917 and I.C.R. 46(h) also already permit the court to consider transportation costs.

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